

### **REMARKS**

The final Office Action of **January 29, 2003** was received and its contents carefully noted, as well as the Advisory Action of July 1, 2003. Applicants respectfully submit that this further response in reply to the final Office Action in view of the Advisory Action.

Claims 1-9, 11-27 and 29-38 were pending prior to the instant amendment. By this further amendment, claims 1, 7, 13, 17, 19, 25, 31, and 35 are amended. Consequently, claims 1-9, 11-27 and 29-38 remain pending in the instant application.

Applicants acknowledge with appreciation the indication that the rejection of Claims 1-38 [*sic* claims 1-9, 11-27 and 29-38] under 35 U.S.C. 112, first paragraph, was overcome by the Amendment filed on May 29, 2003.

Claims 1-38 [*sic* claims 1-9, 11-27 and 29-38] remain rejected under 35 U.S.C. 102(e) over the reference to Matsumoto (5,323,042). The Examiner indicates in Section 5 of the Advisory Action that the claims would be considered allowable if amended to recite that display medium is an emissive material. Although Applicants continue to traverse this rejection for the reasons advanced in the Applicants' Amendment of December 16, 2002, independent claims 1, 7, 13, 17, 19, 25, 31, and 35 are amended herein to recite this feature. As a result, this rejection should be overcome.


### **CONCLUSION**

It is submitted that claims 1-9, 11-27 and 29-38 are now in condition for allowance. An early and favorable Notice of Allowance is respectfully solicited. In the event that the Examiner is of the opinion that a brief telephone or personal interview will facilitate allowance of one or more of the above claims, the Examiner is courteously requested to contact Applicants' undersigned representative.

Lastly, it is noted that a separate Extension of Time Petition (three month) accompanies this response along with a check in payment of the requisite extension of

time fee, as well as the filing of an RCE. However, should that petition become separated from this Amendment, then this Amendment should be construed as containing such a petition. Likewise, any overage or shortage in the required payment should be applied to Deposit Account No. 19-2380 (740756-2070).

Respectfully submitted,

By   
Jeffrey L. Costellia  
Registration No. 35,483

**NIXON PEABODY, LLP**  
8180 Greensboro Drive, Suite 800  
McLean, Virginia 22102  
Telephone: (703) 770-9300  
Facsimile: (703) 770-9400

JLC/JWM